

FISCAL NOTE

SB 2059 - HB 2009

March 20, 2005

SUMMARY OF BILL: Requires the plaintiff filing action for medical malpractice to file with the complaint an affidavit from a qualified expert and a HIPAA-complaint medical authorization form that would provide for the release of all health care information within 60 days of filing a claim of malpractice to support such a claim. Sets limits on who can file for damages for loss of consortium.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures – Not Significant

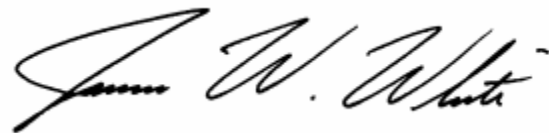
Increase State Revenues – Not Significant

Assumptions:

- Any rights or claims against the state or its employees, and any remedies arising from such claims, are subject and limited to those available under Board of Claims.
- The courts will implement and enforce the rules of this bill.
- Some increase in cases in the court system, which will result in additional state expenditures for processing the cases and additional state revenues from fees, taxes, and costs collected. However, such increase will not be significant.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "James W. White".

James W. White, Executive Director

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